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### FACSIMILE COVER SHEET

Deliver to: Lin, Kelvin Y., USPTO  Facsimile No.: (571) 273-8300  From: William Thomas Babbin, Reg.  Our Docket No.: 6783P005X  Application No.: 09/847,811  Enclosed are the following documents:	Art Group: 2142  Date: 06 - 41 - 00  No. 39,591  Number of pages 6 including this sheet.  Filing Date: 5/1/2001  Docket Due Date(s): 6/23/2006
□ Amendment: (pgs)     □ Appeal Brief (pgs)     □ Application:	□ Issue Fee Transmitta! □ Notice of Appeal □ Petition for: □ Request for Continued Examination (RCE) □ Reply Brief (pgs) □ Request & Certification Under 35 USC 122(b)(2)(B)(I) □ Request to Rescind Previous Nonpublication Request □ Response to Notice of Missing Parts & Formalities Letter □ Response to Written Opinion (pgs) □ Terminal Disclaimer □ Transmittal of Publication Fee Due ☑ Transmittal Letter
nereby certify that this correspondence is being transmit Patent and Trademark Office.	VG/TRANSMISSION (37 CFR 1.8A) ted by facsimile on the date shown below to the United States

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Marilyn Bas

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Response to Missing Parts under 37 CFR 1.52 or 1.53							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm William Thomas Babbitt, Reg. No. 39,591							
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Signature BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP							
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Name (Рыи/Туре)	Willia	m Thoms	s Babb	itt,	Registration No.	39,591	Telephone	(310) 207-3800		
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Name (Рим/Туре)	Willia	m Thom	as Babb	itt	Registration No. (Attorney/Appn0)	39,591	Telephone	(310) 207-3800	
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NO TO: Commissioner for Patents, P.O. Box 1480, Alexandra, VA 22313-1450									

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Attorney's Docket No. LS/0005.01

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Examiner: Lin, Kelvin Y. Timothy W. GENSKE. Art Group: 2142 William G. SWINTON, David VOGEL, Philippe R. KHAN, and Eric O. BODNAR Application No. 09/847,811 Filed: May 1, 2001 FOR SYSTEM AND METHOD FOR DYNAMIC UPLOADING AND EXECUTION OF **APPLICATIONS AND DRIVERS** BETWEEN DEVICES

Mail Stop Appeal Briefs - Patent Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

In response to the Notification of Non-Compliant Appeal Brief mailed May 23, 2006 in the above-referenced case, Applicants respond as follows:

A corrected appeal brief was mailed on March 9, 2006 and received by the Patent and Trademark Office on March 13, 2006, in response to a first Notification of Non-Compliant Appeal Brief mailed February 28, 2006. Nevertheless, the current Notification was issued, identifying alleged errors that had already been corrected. Applicants discussed this situation with the Examiner by telephone on June 20, 2006, and the Examiner confirmed his receipt of the corrected appeal brief.

LS/0005.01

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09/847,811

Applicants respectfully request that the Board review and consider the Corrected Appeal Brief previously filed in this examination.

Respectfully submitted, Blakely, Sokoloff, Taylor & Zafman, LLP

Dated: June 21, 2006

William Thomas Babbitt, Reg. No. 39,591

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025

(310) 207-3800

CERTIFICATE OF FACSIMILE:
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Marilyn Bass

Date